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PATENT
Attorney Docket No. 029777-017

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
)
Gunnar BRANDT) Examiner: Matthew J. Daniels
)
Application No.: 10/763,260) Group Art Unit: 1732
)
Filed: January 26, 2004) Confirmation No.: 6474
)
Title: CUTTING TOOL INSERT AND)
METHOD FOR PRODUCING THE)
SAME)

Commissioner for Patents
U.S. Patent and Trademark Office
Customer Window, Mail Stop AF
Alexandria, VA 22314

Sir:

**NOTICE OF APPEAL TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES**

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the
decision of the Examiner dated January 4, 2006, finally rejecting claims 1-32.

1. Notice of Appeal Fee – 37 C.F.R. § 41.20(b)(1)

- ☒ The fee in the amount of \$500.00 to cover the Notice of Appeal fee is enclosed.
- ☐ The Commissioner is authorized to charge the Notice of Appeal fee of \$500.00 to
Deposit Account No. 50-0573.

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2. Fee Payment

- ☒ As indicated in the concurrently-filed Amendment Transmittal form, enclosed is a
check in the amount of \$1,520.00, representing \$1020.00 for the three-month
extension of time fee and \$500.00 for the notice of appeal fee.

- ☐ The Commissioner is authorized to charge Deposit Account No. 50-0573 in the amount of _____ for the Notice of Appeal fee.

3. Extension of Time

The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136(a) apply.

- ☐ Applicants believe that no extension of time is required. However, this conditional petition is being made to provide for the possibility that Applicants have inadvertently overlooked the need for a petition and fee for extension of time.
- ☒ Applicants have requested the appropriate extension of time in the accompanying transmittal papers and provided the required fees.

4. Constructive Petition

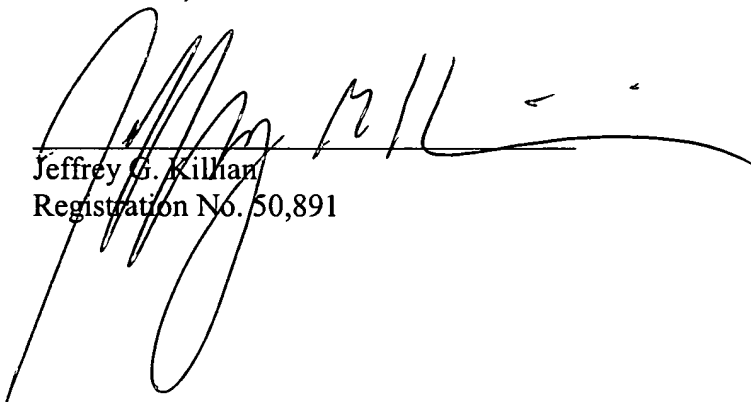
- ☒ **EXCEPT** for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0573. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. § 1.136(a)(3).

Respectfully submitted,

DRINKER, BIDDLE & REATH LLP

Dated: June 28, 2006

By:


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